

MISCELLANEOUS CEREALS AND CEREAL PRODUCTS

26557. Unpopped popcorn. (F.D.C. No. 43388. S. No. 52-106 P.)

QUANTITY: 600,000 lbs. at Sac City, Iowa, in possession of Hy-Pop, Inc.

SHIPPED: During October and November 1958, from States adjoining Iowa.

LIBELED: 7-15-59, N. Dist. Iowa.

CHARGE: 402(a)(3)—contained rodent urine and rodent excreta pellets; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 8-1-59. Consent—claimed by Hy-Pop, Inc., Sac City, Iowa. Segregated; 71,500 lbs. converted into animal feed.

26558. Unpopped popcorn, dried currants, dried chickpeas, dried mung beans, and cornmeal. (F.D.C. No. 43927. S. Nos. 63-914/9 P, 90-362 P.)

QUANTITY: 62 100-lb. bags of unpopped popcorn, 600 50-lb. bags of dried currants, 60 100-lb. bags of dried chickpeas, 10 200-lb. bags and 465 100-lb. bags of dried mung beans, and 54 50-lb. bags of cornmeal, at Charlestown, Mass., in possession of Hoosac Storage & Warehouse Co.

SHIPPED: The popcorn was shipped from Chicago, Ill., between 7-1-59 and 8-26-59, the cornmeal was shipped from Milwaukee, Wis., on 4-2-59, the mung beans were imported from Thailand on 5-20-55, the chickpeas were imported from Portugal on an unknown date, and the currants were imported from Greece on an unknown date.

LIBELED: 11-25-59, Dist. Mass.

CHARGE: 402(a)(3)—contained insects; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: Mung beans: 12-22-59. Consent—claimed by Hung's Food Products, Inc., Boston, Mass. Segregated; 35 100-lb. bags denatured. Popcorn, currants, chickpeas, and cornmeal: 1-18-60. Default—destruction.

26559. Unpopped popcorn. (F.D.C. No. 44071. S. Nos. 69-247/50 P.)

QUANTITY: 202,200 lbs. at Wall Lake, Iowa.

SHIPPED: 1-6-60 and 1-7-60, from Boone, Colo., by John Basgal.

LIBELED: 2-23-60, N. Dist. Iowa.

CHARGE: 402(a)(3)—contained rodent urine, rodent excreta, and bird excreta when shipped.

DISPOSITION: 3-4-60. Consent—claimed by National Oats Co., Wall Lake, Iowa. Segregated; 79,120 lbs. converted into animal feed.

26560. Rice, flour, grits, and unshelled peanuts. (Inj. No. 360.)

COMPLAINT FOR INJUNCTION FILED: 8-18-59, S. Dist. Ga., against the Coastal Bonded Warehouse, a partnership, Savannah, Ga., and Lawrence Elman and Irving Rubin, partners.

CHARGE: The complaint alleged that the defendants were engaged in the business of storing in their warehouse various foods such as rice, flour, grits, unshelled peanuts, and other food products commonly stored in food warehouses; that the defendants had been and were placing and causing to be placed in their warehouse which was infested with rodents and open to birds and had been and were exposing and causing to be exposed to contamination by rodents and birds in the warehouse such articles of food; that such acts by the defendants resulted in the foods being adulterated